David Abrams, Attorney at Law (DA-8126) 299 Broadway Suite 1700 New York, New York 10007 Tel. 212-897-5821 Fax 212-897-5811 United States District Court Eastern District of New York

Y. Strohl,)	
Plaintiff,)	
- against -)	No. 08 cv 259 (RML)
Brite Adventure Center, Inc. a/k/a)	
Bright Beginnings Pre-School & Adventureland Child Care Center, Inc.,)	
)	
Defendants.)	

Declaration of David Abrams in Support of Application for Attorneys' Fees

I. Introduction

- 1. I am attorney for the Plaintiff in the above-referenced matter. I am a solo practitioner in the City of New York and I make and submit this declaration in support of plaintiff's application for attorneys' fees and costs following the entry of judgment in this matter.
- 2. This action was brought against the Defendant of various statutes including the New York Labor Law regarding unpaid wages. Thus, I am making this application pursuant to New York Labor Law Section 198 which provides that "In any action instituted in the courts upon a wage claim by an employee or the commissioner in which the employee prevails, the court shall allow such employee reasonable attorney's fees "
- 3. Although the bulk of my time spent in prosecuting the case was spent on my client's discharge claims (upon which my client did not prevail), I have reviewed my

contemporaneous time records and I am respectfully requesting that the Court allow \$1203.00 in attorneys fees and costs as set forth below.

II. My Background

4. I received a BS in Applied Mathematics from Stanford University in 1992 and a JD from Columbia Law School in 1997. I was admitted to practice in New Jersey in 1997 and subsequently admitted in New York. I worked as an associate with major international law firms from 1997 to 2002 and have substantial experience in federal litigation. Since 2002 I have worked as a solo practitioner, practicing primarily in the area of labor and employment law and have prosecuted numerous wage and hour cases.

III. The Litigation of this Matter

- 5. I have worked on this matter since approximately 2007 when I was retained by my client, Ms. Strohl.
- 6. I have reviewed my contemporaneous time records and I believe it would be reasonable to attribute 40 minutes of attorney time to my client's wage claim. In particular, my time records disclose two items which I submit are relevant here:
- Dec-30-08 Draft opposition papers re: motion for summary judgment (3.1);
- Jan-04-09 Meet with client and prepare opposition papers including Strohl Affidavit (4.6).
- 7. Of the 7.7 hours disclosed above, I would estimate that approximately 40 minutes was spent on my client's wage claim.
- 8. I am also respectfully requesting an additional 20 minutes for time spent preparing this Application, for a total of 1 hour.
- 9. I have extensive experience prosecuting wage and hour cases.
- 10. I believe that \$300 per hour is reasonable given my extensive experience and qualifications. Thus I am seeking \$300 in attorneys fees.

11. I am also seeking \$903 in disbursements - the initial filing fee and the fee for an

interpreter for my client at trial. Documents substantiating these disbursements are

attached hereto.

I declare under penalty of perjury under the laws of the United States of America that the

foregoing is true and correct.

/s/ David Abrams (DA-8126)

David Abrams, Attorney at Law

Attorney for Plaintiff

Y. Strohl

299 Broadway, Suite 1700

New York, NY 10007

Dated: September 16, 2010

New York, New York

A062 SWEDA

(Rev. 4-90)

ORIGINAL

348388

RECEIPT FOR PAYMENT UNITED STATES DISTRICT COURT

for the

EASTERN DISTRICT OF NEW YORK

at BROOKLYN

Fund			
6855XX	Deposit Funds		
604700	Registry Funds		
	General and Special Funds		
508800	Immigration Fees	A4 47 A	ADVIEN ADVIA D.
085000	Attorney Admission Fees)08(THU) 02:10 Pm
086900	Filing Fees	DRAW 1	015409
322340	Sale of Publications	Receipt#348388	
322350	Copy Fees		
322360	Miscellaneous Fees	CIVIL FILE F 1/2	60.00
143500	Interest		QV : VV
322380	Recoveries of Court Costs	# 086900	
322386	Restitution to U.S. Government	CIVIL FILE F 1/2	190.00
121000	Conscience Fund	# 510000	
129900	Gifts	CIVIL FILE FEE	100.00
504100	Crime Victims Fund		7 AA s AA
613300	Unclaimed Monies	·· # 086400	
510000	Civil Filing Fee (1/2)		1681
510100	Registry Fee	TOTAL>	350.00
01055	DEEEDENCE:	CHECK	350.00

CASE REFERENCE OS CN 250

RECEIVED FROM A A

ma garano

cu case

DEPUTY CLERK

Checks and drafts are accepted subject to collection and full credit will only be given when the check or draft has been accepted by the financial institution on which it was drawn.



ID# 13-3716338

January 19, 2010

Invoice 101789-0110M01

Bill to: DAVID ABRAMS, ESQ.

299 BROADWAY

SUITE 1700

NEW YORK, NY 10007

In the matter of: STROHL -v-

BRITE ADVENTURE

LWA-23050

DEPOSITION taken at FEDERAL COURT US EASTERN DISTRICT OF NY, 225 CADMAN PLAZA EAST, BROOKLYN, NY, , on January 13, 2010 .

For Spanish interpreting by PAULA PIZZI:

Interpretation for YAJAIRO STROHL.

7.0 hours

553.00

553.00

called 1/22/10
pole to Angel

gove Aver

Apr 194158

Invoice total:

Please return copy of bill with your remittance. Include invoice number on check:

Inv. # 101789-0110M01

Worldwide Languages / Nationwide Coverage